



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

27 APR 2007

MOORE & VAN ALLEN PLLC  
P.O. BOX 13706  
RESEARCH TRIANGLE PARK, NC 27709

In re Application of KOSUTIC et al :  
U.S. Application No.: 10/562,478 :  
PCT Application No.: PCT/US2004/016784 :  
Int. Filing Date: 27 May 2004 : COMMUNICATION  
Priority Date Claimed: 24 June 2003 :  
Attorney Docket No.: 014811-487.114US :  
For: MIXTURES OF CALCITONIN DRUG-  
OLIGOMER CONJUGATES... :  
:

This is in response to applicant's "Supplemental Response to Notice to File Missing Parts In U.S. Application No. 10/562,478" filed 14 November 2006.

**BACKGROUND**

On 27 May 2004, applicant filed international application PCT/US2004/016784, which claimed priority of an earlier United States application filed 24 June 2003. The thirty-month period for paying the basic national fee in the United States expired on 24 December 2005.

On 22 December 2005, applicant filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, the basic national fee required by 35 U.S.C. 371(c)(1).

On 05 April 2006, the DO/EO/US mailed a Notification of Missing Requirements Under 35 U.S.C. 371 (Form PCT/DO/EO/905), which indicated that an oath or declaration in compliance with 37 CFR 1.497 must be filed.

On 27 June 2006, applicant filed an executed declaration.

On 13 November 2006, the DO/EO/US mailed a Notification of Defective Response (Form PCT/DO/EO/916).

On 14 November 2006, applicant filed the present response along with executed declarations.

**DISCUSSION**

The response states that the Notification of Defective Response was erroneously mailed. However, the declaration filed 27 June 2006 is improper. The declaration consists of one each of pages 1, 2, and 4 and three of page 3. It is not acceptable to combine pages of separate declarations into a composite document because it cannot be determined whether the respective signature pages were associated with the rest of the declaration pages at the time of execution. Thus, the Notification of Defective Response was properly issued.

The declarations filed 14 November 2006 are in compliance with 37 CFR 1.497.

**CONCLUSION**

The application has an International Filing Date under 35 U.S.C. 363 of 27 May 2004, and a date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) of 14 November 2006.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for further processing in accordance with this communication.

*Bryan Lin*

Bryan Lin  
PCT Legal Examiner  
PCT Legal Office

Telephone: 571-272-3303  
Facsimile: 571-273-0459